

IN THE IOWA DISTRICT COURT FOR MUSCATINE COUNTY

LAURIE FREEMAN, SHARON)	
MOCKMORE, BECCY BOYSEL, GARY D.)	
BOYSEL, LINDA L. GOREHAM, GARY R.)	
GOREHAM, KELCEY BRACKETT &)	Case No. LACV021232
BOBBIE LYNN WEATHERMAN,)	
)	
Plaintiffs,)	
)	
v.)	
)	
GRAIN PROCESSING CORPORATION,)	
)	
Defendant.)	
)	

ORDER GRANTING PRELIMINARY APPROVAL OF PROPOSED CLASS ACTION SETTLEMENT, DIRECTING CLASS NOTICE, AND SETTING FAIRNESS HEARING

NOW, this matter comes before the Court on Plaintiffs’ Motion for an Order Granting Preliminary Approval of Proposed Class Action Settlement, Directing Class Notice and Setting Fairness Hearing (hereafter “Motion”) and the Court having reviewed the Motion and the file, finds the same should be granted.

IT IS HEREBY ORDERED that:

1. The Settlement Agreement, with Settlement Payment Distribution Protocol and Claim Form¹ are preliminarily approved subject to further consideration at a final approval hearing (the “Fairness Hearing”);
2. The Court approves the three forms of Class Notice² and orders the parties to direct-mail the long-form Notice (Ex. C) to all Class Members who can be identified by reasonable means no later than Monday, November 19, 2018, and to place the

¹ The Claim Form shall be substantially in the form of Exhibit B.

² The Notices shall be substantially in the form of Exhibits C-E.

- publication Notice (Ex. D) in the Muscatine Journal and the broadcast notice (Ex. E) on local television and radio beginning no later than Monday, November 26, 2018.
3. The Court finds that contents and manner of delivery of the Class Notice thus described constitutes the best class notice practicable under the circumstances, and complies with Iowa R. Civ. P. 1.271 and due process.
 4. Class Members shall be afforded the opportunity to object to the final approval of this Settlement by filing written objections with the Court no later than Thursday, January 3, 2019.
 - a. The objection must include (1) a detailed statement of, and the specific reasons for, each such objection, (2) any evidence and legal authority the Class Member wishes to bring to the Court's attention, (3) the Class Member's printed name, address, telephone number (or that of the Class Member's Authorized Representative if applicable) and (4) information or documentation establishing the objector's status as a Class Member and (where applicable) the Representative's authority to make the objection on the Class Member's behalf.
 - b. If a Class Member retains an attorney to submit an objection, such attorney must file a notice of appearance with the Court on the date the objection is filed and must establish the authority to object on the Class Member's behalf in the manner the Settlement Agreement (Section 12.2.1) requires;
 - c. Failure to comply with these requirements will waive and forfeit the right to object to the Settlement, appear at the fairness hearing and/or appeal from the Court's disposition of the Settlement.

5. Motions for final approval of attorneys' fees, litigation costs and enhancement awards must be filed no later than Thursday, January 17, 2019. Resistances to any of these filings shall be filed no later than Thursday, January 31, 2019.
6. Any responses to timely objections must be filed no later than Thursday, January 24, 2019.
7. **The Fairness Hearing will be scheduled for the week of February 4, 2019, at 10 am. at the Muscatine County Courthouse or other location to be determined by the Court,** at which time the Court will consider entry of the Final Approval Order. Any Class Member may, but need not, appear at the Fairness Hearing, either individually or through counsel of the Class Member's choice. Any Class Member who intends to appear at the Fairness Hearing must file a written notice of intent to do so with the Court no later than Thursday, January 24, 2019.
8. Any Class Member who wishes to seek payment from the settlement funds must submit a Claim Form (attached to Motion as Exhibit B) to the Settlement Administrator no later than Tuesday, March 19, 2019.

IT IS SO ORDERED.

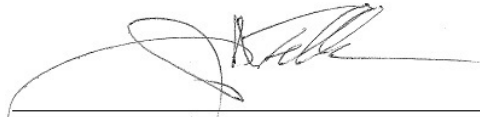


State of Iowa Courts

Type: OTHER ORDER

Case Number LACV021232
Case Title FREEMAN LAURIE ET AT VS GRAIN PROCESSING CORPORATION

So Ordered



John Telleen, District Court Judge,
Seventh Judicial District of Iowa